

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

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CRIMINAL NO: 07-352

v.

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SECTION: "N"

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THERESA WEAVER

* * *

FACTUAL BASIS

Should this matter proceed to trial, the United States would prove beyond a reasonable doubt, through credible testimony and reliable evidence, the following facts:

Agents with the Federal Bureau of Investigation (FBI) investigation conducted an investigation into the drug trafficking activities of SHELDON DEAN, a/k/a "Shay," SHELDON THOMPSON, a/k/a "Turtle," XAVIER O'CONNOR, a/k/a "Money," RANDY DEAN, a/k/a "Po," KEVIN COCKERHAM, a/k/a "Frog," COREY T. MUSE, a/k/a "Lambert," ALECIA WHITELEY, and **THERESA WEAVER** and others in the Eastern District of Louisiana and elsewhere. The investigation included the use of information from FBI agents, Drug Enforcement Agency agents, state and local law enforcement officers, and confidential sources. Agents analyzed pen register information and telephone toll records, conducted surveillance and made controlled narcotics purchases and seizures from members of this drug trafficking conspiracy. All substances obtained

from members of the organization tested positive for cocaine hydrochloride or heroin.

The FBI also utilized federal court ordered Title III wiretaps. On June 14, 2007, the Honorable Kurt D. Engelhardt, United States District Court Judge for the Eastern District of Louisiana, issued an Order authorizing the interception of wire communications made over telephone numbers (504) 609-6787 and (504) 270-3002. The intercepts revealed that SHELDON DEAN, RANDY DEAN, XAVIER O'CONNOR, and SHELDON THOMPSON were distributing heroin and other illegal drugs in the Eastern District of Louisiana. The interception also revealed that KEVIN COCKERHAM supplied heroin directly to SHELDON DEAN.

Due to the content of the calls intercepted from SHELDON DEAN's phones, agents applied for a wire interception of a telephone utilized by KEVIN COCKERHAM. On July 20, 2007, Judge Engelhardt issued an Order authorizing the interception of wire communications made over telephone number (504) 957-2288. Wire intercepts of (504) 957-2288 revealed that COREY MUSE was supplying illegal narcotics, including cocaine hydrochloride and heroin, to KEVIN COCKERHAM. On August 22, 2007, Judge Engelhardt issued an Order authorizing the interception of wire communications made over telephone number (832) 473-9793. The intercepted wire communications, along with physical surveillance, showed that COREY MUSE supplied KEVIN COCKERHAM with cocaine hydrochloride and heroin.

The intercepted wire communications also revealed that COREY MUSE arranged for ALECIA WHITELEY and **THERESA WEAVER** to transport the drugs he supplied from Houston, Texas to New Orleans, Louisiana. On September 7, 2007, agents intercepted a telephone call in which COREY MUSE told ALECIA WHITELEY that ALECIA WHITELEY and **THERESA WEAVER**'s flight would leave New Orleans at 7:30 and that they should get to the airport by 6:30.

ALECIA WHITELEY said she hoped that the plane ticket did not cost too much because she and **THERESA WEAVER** could drive to Houston. COREY MUSE said that the tickets were not that much and advised ALECIA WHITELEY that the confirmation number was EN5U3G and the airline was Southwest. COREY MUSE advised ALECIA WHITELEY that he would be at Hobby airport in Houston waiting on them.

Numerous telephone calls, along with physical surveillance, revealed that COREY MUSE rented a blue Chrysler Pacifica, Colorado license plate 209 KKK for ALECIA WHITELEY and **THERESA WEAVER** to drive back to New Orleans. On September 11, 2007, surveillance units observed ALECIA WHITELEY and COREY MUSE meet with a male whom is believed to be COREY MUSE's source of heroin and cocaine. On September 11, 2007, agents intercepted a telephone call in which ALECIA WHITELEY asked when COREY MUSE was coming over. COREY MUSE advised that they would have to leave the following day due to the fact that he still had things he had to take care of.

On September 12, 2007, Louisiana State Police stopped the blue Chrysler Pacifica on Interstate 10 outside of Lafayette, Louisiana. Hidden in the car were three individually wrapped packages of a white powdery substance which field tested positive for cocaine. Following his arrest and waiver of his Miranda rights, COREY MUSE told agents that he planned on paying ALECIA WHITELEY \$1000.00 after the drugs arrived in New Orleans. ALECIA WHITELEY and **THERESA WEAVER** agreed between each other to split the \$1000.00. **THERESA WEAVER** admitted that she had previously participated in the transportation of drugs and money to and from the Eastern District of Louisiana with other known individuals.

The undersigned prosecutor and FBI Special Agents assigned to this investigation have done

a thorough review of all drug types and quantities provable during the entire course of the conspiracy. The government and the defendant, **THERESA WEAVER**, have agreed to stipulate that the amount of narcotics that **THERESA WEAVER** was responsible for distributing or that was reasonably foreseeable to her as being distributed in this case includes a total quantity of at least 5 kilograms, but less than 15 kilograms or more of cocaine hydrochloride. At trial the government would present the testimony of people who have purchased drugs from and who have sold drugs with the defendants. The government will also produce the powdered cocaine and heroin that was recovered during this conspiracy.

READ AND APPROVED:

EMILY K. GREENFIELD (LA Bar 28587)
Assistant United States Attorney

DATE

Catherine Chavarri ()
Counsel for Defendant

DATE

Theresa Weaver
Defendant

DATE